

## AN ORDINANCE BY

## CITY UTILITIES COMMITTEE

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A LOCAL GOVERNMENT PROJECT AGREEMENT BETWEEN THE CITY OF ATLANTA AND THE GEORGIA DEPARTMENT OF TRANSPORTATION FOR CONSTRUCTION OF CHESHIRE BRIDGE/S.R. 13 AT LINDBERGH DR/S.R. 236, STP-7626-00(300), FULTON COUNTY, P.I.# 762630; AND FOR OTHER PURPOSES.

**WHEREAS**, the City of Atlanta has represented to the Georgia Department of Transportation a desire to construct new intersection improvements project described as Cheshire Bridge/S.R.13 @ Lindbergh Drive/S.R. 236 in the City of Atlanta, currently described as Georgia Department of Transportation Project Number STP-7626-00(300), P.I. Number 762630; and

**WHEREAS**, the Georgia Department of Transportation has expressed a willingness to participate in the funding of the construction of this intersection improvements project with funds of GADOT, appropriated to the Georgia Department of Transportation by the Federal Highway Administration, under Title 23, United States Code, Section 104, or a combination of funds from any of the above sources; and

**WHEREAS**, the Georgia Department of Transportation has requested that the City of Atlanta participate in the construction of this project by funding the design and acquisition of right-of-way and easement costs directly related to the design services for this project; and

**WHEREAS**, the Georgia Department of Transportation has further requested that the City of Atlanta participate in the construction of this intersection project by relocating utilities necessary for the construction of this project within the limits of the city of Atlanta and by funding energy, maintenance, and operational costs for any roadway lighting for these projects within the limits of the City of Atlanta.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:**

**Section 1:** That the Mayor be and is hereby authorized to enter into an appropriate Local Government Project Agreement for the construction of new intersection improvements as part of Cheshire Bridge/SR 13 @ Lindbergh Dr/S.R. 236.

**Section 2** That the City Attorney be and is hereby directed to prepare an appropriate contractual agreement in cooperation with the Department of Public Works, for execution by the Mayor, to be approved by the City Attorney as to form.

**Section 3:** That this agreement shall not become binding on the City and the City shall incur no liability upon same until such agreement has been executed by the Mayor and delivered to the Georgia Department of Transportation and countersigned by that Party.

**Section 4** That all design, acquisition of right of way and easement costs and all construction costs, including utility relocations, associated with the agreement, the total amount of which shall not exceed Two Hundred Thousand Dollars and No Cents (\$200,000.00), be paid for with Transportation Impact Fee Funds (TIFF) administered by the Georgia Department of Transportation (GDOT).